

From: Peter K. Trzyna [pkt-law@sbcglobal.net]

Sent: Tuesday, January 04, 2011 8:42 PM

To: Winder, Patrice

Subject: RE: Ser. No. 09/399,578

Examiner Winder:

Please schedule a telephone call for me to speak with you and the supervisor as to how it can take 1 ½ years from the close of prosecution, and over a year since I withdrew claims under restriction, to issue a notice of allowance. I suggest a time early this coming week.

Peter

Peter K. Trzyna, Esq.
195 N. Harbor Drive #5403
Chicago, IL 60601
(312) 240-0824

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From: Winder, Patrice [mailto:Patrice.Winder@USPTO.GOV]

Sent: Tuesday, January 04, 2011 6:55 PM

To: 'Peter K. Trzyna'

Subject: RE: Ser. No. 09/399,578

Mr. Trzyna:

The application been returned to me. The notice of allowance was vacated. The reply was entered as an overdue amendment. The case has been effectively withdrawn from issue based on the prior art from the 10/19/2010 and 10/20/2010 IDS. It overdue according to PTO docketing so it will be the next case I do. I expect to start the write up on Wed and finish up on Thurs.

Patrice Winder
Primary Examiner

From: Peter K. Trzyna [mailto:pkt-law@sbcglobal.net]

Sent: Tuesday, January 04, 2011 2:25 PM

To: Winder, Patrice

Subject: RE: Ser. No. 09/399,578

Examiner Winder:

Please advise me of the status of this patent application.

Peter

Peter K. Trzyna, Esq.
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From: Winder, Patrice [mailto:Patrice.Winder@USPTO.GOV]
Sent: Monday, December 20, 2010 2:23 PM
To: 'Peter K. Trzyna'
Subject: RE: Ser. No. 09/399,578

Hi, Mr. Tryzna:

Thanks for the reminder of my expected date of finishing. Of course, I missed that date but the hold up will be resolved I hope by Wednesday.

Patrice Winder
Primary Examiner

From: Peter K. Trzyna [mailto:pkt-law@sbcglobal.net]
Sent: Thursday, December 16, 2010 2:37 PM
To: Winder, Patrice
Cc: srivastava.vivek@uspto.gov
Subject: Ser. No. 09/399,578

Examiner Winder:

What is the status of the Notice of Allowability, which I understood from our last call would be sent out this past Monday? As you know, due to the Terminal Disclaimer, there is no term extension, so the delay from the close of prosecution has cost more than one year off the term of any patent.

Peter

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